

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

In re: Mattie Mae Faulkner,

Debtor

MATTIE MAE FAULKNER,

Plaintiff

v.

M &T BANK,

Defendant

CHAPTER 13

Bankruptcy No. 17-10660-ELF

Adversary No. 17-00276-ELF

**STIPULATION TO AMEND PRETRIAL ORDER #1**

The parties to the above captioned action stipulate and agree to the amendment of the Pre-Trial Order # 1 to provide as follows:

A Pretrial Order #1 having been issued by the Court on November 15, 2018, it is hereby

**ORDERED** that Section 1(f) of Pretrial Order #1 is amended as follows:

1. The following discovery and pretrial schedule shall apply:

f. **On or before APRIL 29, 2019**, the parties shall file a joint pretrial statement. The joint pretrial statement shall be signed by all counsel. *It is the obligation of the Plaintiff's counsel to initiate the procedures for its preparation and to assemble and submit the proposed pretrial statement to the court.* Plaintiff's counsel shall submit a proposed joint pretrial statement to Defendant's counsel not less than 7 days prior to the deadline for its submission. Counsel are expected to make a diligent effort to prepare a proposed pretrial statement in which will be noted all of the issues on which the parties are in agreement and all of those issues on which they disagree. The proposed pretrial statement shall govern the conduct of the trial and shall supersede all prior pleadings in the case. Amendments will be allowed only in exceptional circumstances and to prevent manifest injustice.

It is **ALSO ORDERED** that Section 3 of the Pretrial Order #1 is amended as

follows:

3. A mandatory final pretrial/settlement conference shall be held on **MAY 8, 2019, at 10:00 a.m., in Bankruptcy Courtroom No. 1, Robert N.C. Nix Federal Building & Courthouse, 900 Market Street, Second Floor, Philadelphia, Pennsylvania.**

**All other aspects of Pretrial Order #1 remain in full force and effect.**

/s/ Kevin G. McDonald, Esquire

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*Counsel for Plaintiff*

Approved:

Date: April \_\_\_, 2019

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**ERIC L. FRANK**  
**U.S. BANKRUPTCY JUDGE**